

**SABRINA W. JACKSON,**

**Plaintiff,**

**v.**

**GEORGIA DEPARTMENT OF  
HUMAN RESOURCES/DIVISION  
OF FAMILY AND CHILDREN  
SERVICES,**

**Defendant.**

**Civil Action  
No. 5:07-cv-351 (CAR)**

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Georgia Department of Human Resources/Division of Family and Children Services has moved the Court to dismiss Plaintiff's claims on the grounds that they are untimely. Because the Complaint on its face shows that the suit was filed outside the relevant limitations period, Defendant's Motion to Dismiss (Doc. 5) is hereby **GRANTED**.

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file a timely Complaint was due to a miscalculation on her part. Though her mistake was unfortunate, it does not constitute grounds to allow an untimely action. See Baldwin County Welcome Center v. Brown, 466 U.S. 147, 151-52 (1984). (“Procedural requirements established by Congress for gaining access to the federal courts are not to be disregarded by courts out of a vague sympathy for particular litigants”).

Accordingly, the Clerk of Court is directed to dismiss this case, with prejudice.

**SO ORDERED** this 15<sup>th</sup> day of May, 2008.

S/ C. Ashley Royal  
C. ASHLEY ROYAL  
United States District Judge

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